

October 6, 2011

A regular meeting of the Town Board of the Town of Harrison, Westchester County, New York was held at the Municipal Building, 1 Heineman Place, Harrison, NY, Westchester County, on Thursday, October 6, 2011, at 7:30 PM. Eastern Daylight Savings Time. All members having received due notice of said meeting:

MEMBERS PRESENT:

Joan Walsh Supervisor

Joseph Cannella)

Fred Sciliano) Councilpersons

Marlane Amelio)

Pat Vetere)

ALSO ATTENDING:

Frank Allegretti Town Attorney

Fred Castiglia Deputy Town Attorney

Robert Paladino Village Attorney

Jonathan Kraut Deputy Village Attorney

Anthony Marraccini Chief of Police

Maureen MacKenzie Comptroller

Copies to:

— Assessor

— Benefits

— Bldg

✓ Compt'lr

✓ Engrng

✓ Law

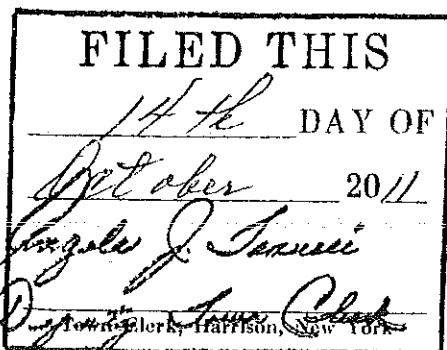
— Police

✓ P. Wrks

✓ Purch'g

— Recr'tn

✓ Suprs'r



Supervisor Walsh stated that there is a technical problem with Cable. The meeting can be recorded but it isn't going out live on Channel 75.

October 6, 2011

2011 - - 340

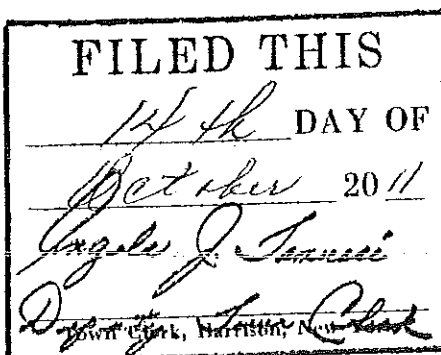
REPORTS BY SUPERVISOR JOAN WALSH

MTA Project: The RFP's that went out for the development, where the railroad parking is, the deadline for a response to a request for a proposal was originally tomorrow, October 7th. A *major developer* requested an extension. The Town and the MTA agreed to a one (1) week extension. Requests for proposals for that project are now due on October 14th.

FEMA: Employees from FEMA came to the Town today to send crews to every street that had flooded, in order to tell the residents how to apply for FEMA assistance. If you are not contacted within the week call the Mayor's office and they will give FEMA the name of your street. Because of the large street listing FEMA will be calling in their crew from Rockland County. You can go online to file an application, www.disasterassistance.gov. Before FEMA will consider any of your flood problems you must register online. The deadline for filing is October 31, 2011.

Copies to:

- ☐ Assessor
- ☐ Benefits
- ☐ Bldg
- ☒ Compt'r
- ☒ Engrng
- ☒ Law
- ☐ Police
- ☒ P. Wrks
- ☒ Purch'g
- ☐ Recr'tn
- ☒ Supvs'r
- ☐



October 6, 2011

2011 - - 341

ACCEPTANCE OF CORRESPONDENCE AND REPORTS:

On motion of Councilman Cannella, seconded by Councilwoman Amelio,

it was

RESOLVED to accept the following correspondence and reports:

1. Notification by the Advisor to the Recreation Department that Town Clerk Joseph Acocella, Jr. has been chosen the 2011 Harrison Citizen of the Year. The Acocella family will accept the award posthumously on behalf of Joseph on Monday, October 10, 2011 following the parade. "Joey" was an amazing young man who inspired so many people in Harrison and many that reside outside of this great community. He will be remembered for his countless accomplishments, dedication to this town and his constant work to make Harrison all that it could be. "Joey" worked for this town, loved this town and truly believed in this town.

Councilwoman Marlane Amelio stated that there are a number of businesses that will be participating in the Great to Live in Harrison Day celebration. They will be offering discounts to those shopping or eating in Harrison. She thanked Ada Angarano for these arrangements.

Supervisor Joan Walsh asked how those stores will be identified.

Ms. Amelio responded: Ada Angarano has a listing on the Chamber of Commerce website.

Mrs. Walsh stated that she would put that information on Channel 75 if Ada gives her that list.

2. Monthly report by the Receiver of Taxes for September 2011.

Adopted by the following vote:

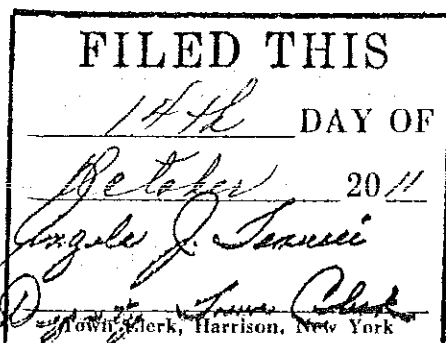
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r



October 6, 2011

2011 - - 342

AUTHORIZATION FOR THE WESTMED MEDICAL GROUP'S
SPECIAL EXCEPTION USE PERMIT BE EXTENDED
FOR A PERIOD OF NINETY DAYS

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to approve the request by Attorney Anthony Gioffre with the firm of Cuddy & Feder, on behalf of their client WESTMED Medical Group for authorization to extend their Special Exception Use Permit for ninety (90) days.

FURTHER RESOLVED to forward a copy of this Resolution to the Building Inspector and Mr. Gioffre.

Adopted by the following vote:

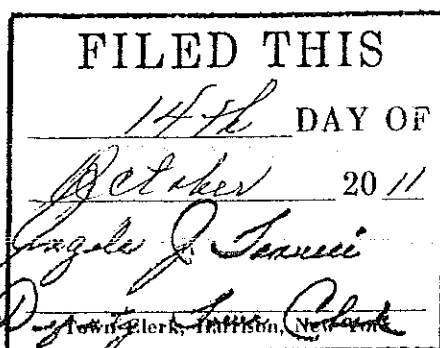
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'r
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐



October 6, 2011

2011 - - 343

APPROVAL FOR MANHATTANVILLE COLLEGE TO USE
THE HARRISON RECREATION'S PORTABLE STAGE ON OCTOBER 20, 2011

On motion of Councilwoman Amelio, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by the Advisor to the Recreation Department Ron Belmont, on behalf of Manhattanville College, for authorization to use the Harrison Recreation Departments portable stage on Thursday, October 20, 2011.

FURTHER RESOLVED to forward a copy of this Resolution to the Advisor to the Recreation Department.

Adopted by the following vote:

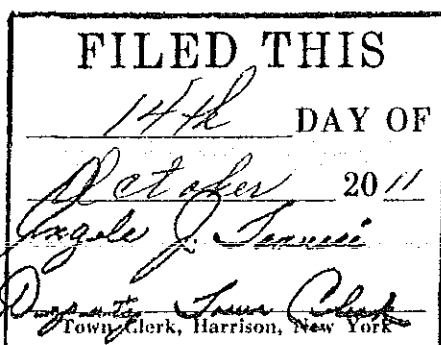
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'r
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☒ P. Wrks
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☐ Recr'tn
☒ Supvs'r
☐



October 6, 2011

2011 - - 344

AUTHORIZATION FOR THE DIRECTOR OF COMMUNITY SERVICES
NINA MARRACCINI TO ACCEPT THE ADOPT-A-PANTRY GRANT
FOR THE HARRISON FOOD PANTRY

Councilwoman Marlane Amelio made an appeal on behalf of the Director of Community Services, asking for food, gently worn clothing and a monetary request. She further stated that Harrison serves one hundred (100) needy families.

On motion of Councilwoman Amelio, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Director of Community Services Nina Marraccini for authorization to accept the Adopt-a-Pantry Grant for the Harrison Food Pantry from Food Bank for Westchester in the amount of \$2,000 to be used as a line of credit for any food item on their inventory list.

FURTHER RESOLVED to forward a copy of this Resolution to the Director of Community Services and the Comptroller.

Adopted by the following vote:

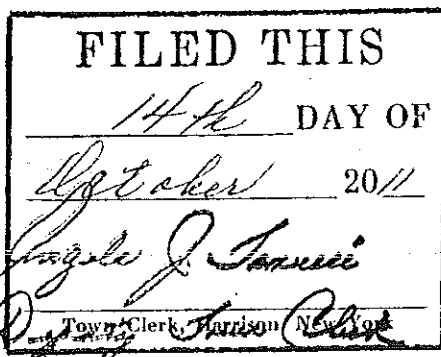
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'r
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☒ Reer'tn
☒ Supvs'r



October 6, 2011

2011 - - 345

AUTHORIZATION TO HIRE FOUR (4) PART TIME EMPLOYEES
IN THE GTB/PARKS DIVISION OF THE DPW

On motion of Councilman Cannella, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Commissioner of Public Works Anthony Robinson for authorization to hire four (4) part time employees in the GTB/Parks division of the Department of Public Works, effective Tuesday, October 11, 2011 at a rate of \$11 per hour.

FURTHER RESOLVED that funding is available in the GTB Operating Budget Account #001-1620-100-0102.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Commissioner of Public Works.

Adopted by the following vote:

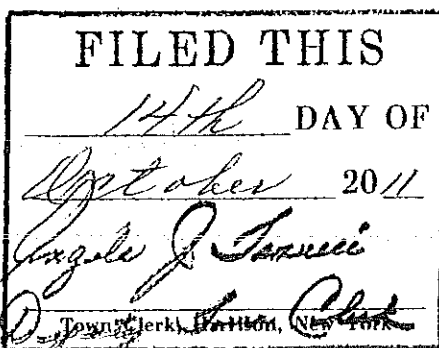
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'le
☒ Engrng
☐ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
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October 6, 2011

2011 -- 346

AUTHORIZATION TO HIRE UP TO FIFTEEN (15) PART TIME SEASONAL EMPLOYEES
IN THE HIGHWAY DIVISION OF THE DPW

On motion of Councilwoman Amelio, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Commissioner of Public Works Anthony Robinson for authorization to hire up to fifteen (15) part time seasonal employees, effective Monday, October 24, 2011 at a rate of \$11 per hour.

FURTHER RESOLVED that funding is available in the Highway Operating Budget Account #003-5142-100-0172.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller and the Commissioner of Public Works.

Adopted by the following vote:

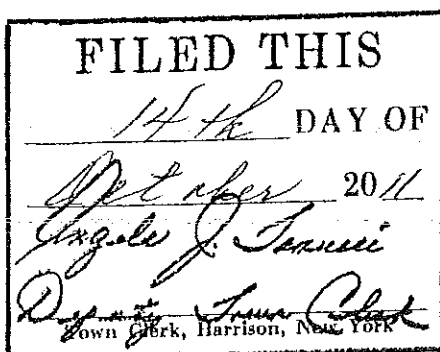
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

— Assessor
— Benefits
— Bldg
✓ Compt'lr
✓ Engrng
✓ Law
— Police
✓ P. Wrks
✓ Purch'g
— Recr'tn
✓ Supvs'r
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October 6, 2011

2011 -- 347 -- a

APPROVAL TO SCHEDULE A PUBLIC HEARING FOR A
SPECIAL EXCEPTION USE PERMIT FOR LIFE TIME FITNESS
AT ONE GANNETT DRIVE

On motion of Councilwoman Amelio, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Attorney Frank McCullough, with the law firm of McCullough, Goldberger & Staudt, on behalf of their client Life Time Fitness for authorization to set the date of November 16, 2011 for a Public Hearing for a Special Exception Use Permit to demolish the soon-to-be vacant Gannett building at One Gannett Drive, and to construct a new facility of approximately 209,000 square feet on the approximately 22.4 acre property.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Building Inspector and Mr. McCullough.

Adopted by the following vote:

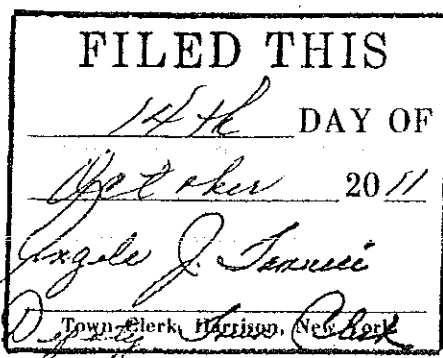
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
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October 6, 2011

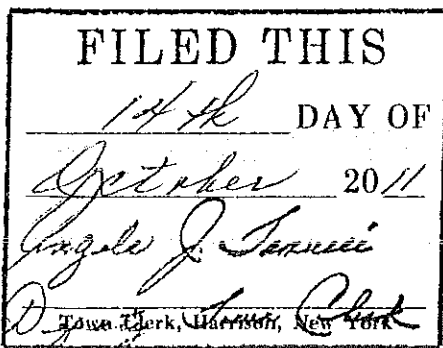
2011 -- 347 -- b

TABLED: REQUEST TO REAFFIRM THE TOWN'S OWNERSHIP
OF THE SEWER LINE LOCATED IN GANNETT DRIVE.

The matter was tabled until the November 16, 2011 Meeting.

Copies to:

- ☐ Assessor
- ☐ Benefits
- ☐ Bldg
- ☒ Comput'r
- ☒ Engrng
- ☒ Law
- ☐ Police
- ☒ P. Wrks
- ☒ Purch'g
- ☐ Recr'tn
- ☒ Supvs'r
- ☐



October 6, 2011

2011 -- 348

APPROVAL FOR A SPECIAL EVENTS PERMIT FOR THE TRADITIONAL
RYE GAME PEP RALLY AND BONFIRE TO BE HELD ON OCTOBER 14, 2011

On motion of Councilwoman Amelio, seconded by Councilman Cannella,

it was

RESOLVED to approve the request by Rosa Acocella, Cheerleading coach for the Harrison High School football team for a Special Events Permit for the traditional Rye Game Pep Rally and Bonfire on Friday, October 14, 2011 at 7 pm, in the High School Gymnasium. The Bonfire will be held on the lower athletic field which will conclude the evening.

FURTHER RESOLVED to forward a copy of this Resolution to the Chief of Police, the Harrison Fire Department's and Ms. Acocella.

Adopted by the following vote:

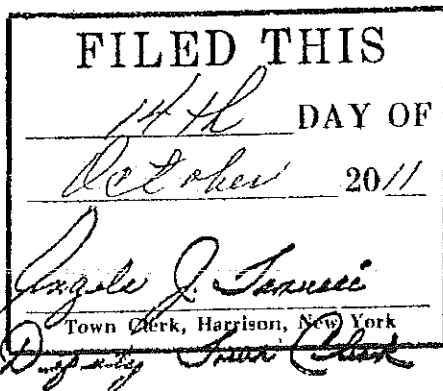
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Comptroller
☒ Eng'g
☒ Law
☐ Police
☒ P. Works
☒ Purch'g
☐ Rec'n
☒ Supvs'r
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October 6, 2011

2011 -- 349

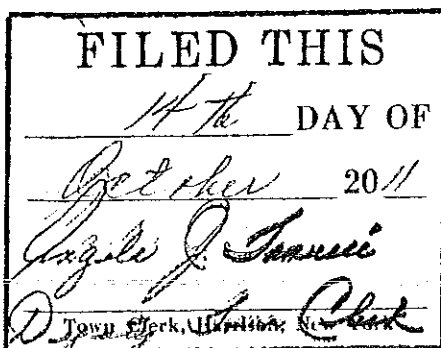
REFERRED TO THE LAW DEPARTMENT:
REQUEST BY ATTORNEY PAUL NOTO TO SCHEDULE A PUBLIC HEARING
TO RE-ZONE FOLLOWING PROPERTIES:
45 OAKLAND AVENUE, 33 OAKLAND AVENUE, 59 GRANT AVENUE,
67 GRANT AVENUE, AND BLOCK 152, LOTS 3, 13 AND 14
IN THE TOWN OF HARRISON

Village Attorney Robert Paladino stated that a formal process and notice of change to re-zone the area must take place.

On motion of Councilman Cannella, seconded by Councilwoman Amelio, with all members voting in favor, the matter was referred to the Law Department.

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Comput'r
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐



October 6, 2011

2011 - - 350

AUTHORIZATION FOR THE RECEIVER OF TAXES
TO AMEND THE TAX ROLL FOR THE SCHOOL BILLS
RE: TWO (2) APPLICATIONS FOR CORRECTED TAX ROLL 2011 (RP-554)

On motion of Councilwoman Amelio, seconded by Councilman Sciliano,

it was

RESOLVED to approve the request by Assessor Mark Heinbockel for authorization for the Receiver of Taxes to amend the tax roll for the school bills RE: two (2) applications for corrected Tax Roll 2011 (RP-554) which were signed by David Jackson, Executive Director of the Westchester County Tax Commission.

FURTHER RESOLVED to forward a copy of this Resolution to the Assessor, the Receiver of Taxes and the Comptroller.

Adopted by the following vote:

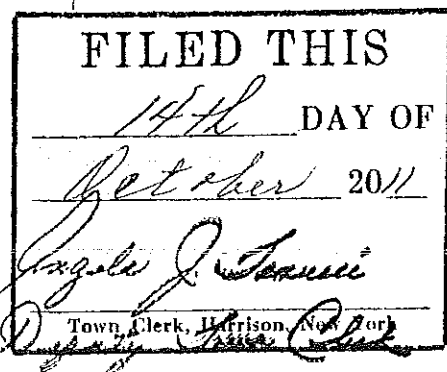
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Comptroller
☒ Eng'g
☒ Law
☐ Police
☒ P. Works
☒ Purch'g
☐ Recr'tn
☒ Supvs'r



October 6, 2011

2011 - - 351

AUTHORIZATION FOR PO#312871 TO ALEX HEATING & COOLING
FOR EMERGENCY REPLACEMENT OF BOILERS
AT THE WEST HARRISON FIRE DEPARTMENT

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to approve the request by Purchasing Clerk Marie Bailey for authorization for PO #312871 in the amount of \$16,500, to Alex Heating & Cooling, 73 Rolling Way, New Rochelle, NY, for emergency replacement of boilers at the West Harrison Fire Department, damaged due to Hurricane Irene.

FURTHER RESOLVED that funding is available in the West Harrison Fire Departments Operating Budget, Account #001-3410-100-0402.

FURTHER RESOLVED that in addition to being reimbursed through our (the towns) insurance company, a claim is being submitted to FEMA.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Chief of the West Harrison Fire Department and the Purchasing Department.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

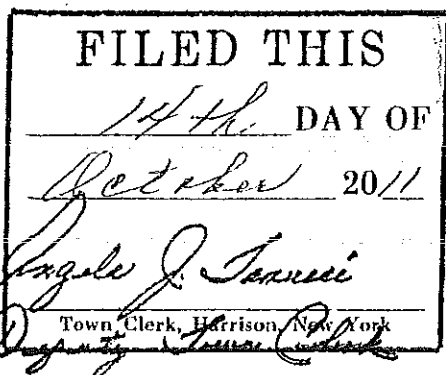
NAYS: None

ABSENT: None

Councilman Sciliano complimented the West Harrison Fire Department for their 100th anniversary parade that was held in West Harrison. Mr. Sciliano stated they did a fantastic job.

Copies to:

- ☒ Asst. Supv.
- ☒ Fire
- ☒ Fire
- ☒ Comptroller
- ☒ Finance
- ☒ Law
- ☒ Police
- ☒ P. W.
- ☒ Purch.
- ☒ Recd.
- ☒ Supvs.



October 6, 2011

2011 - - 352

APPROVAL TO OPEN A SPECIAL ACCOUNT TO ACCEPT DONATIONS
FOR THE TOWN OF HARRISON HOLIDAY PROJECT
THAT WILL BENEFIT FAMILIES WHO PARTICIPATE IN THE FOOD PANTRY

On motion of Councilwoman Amelio, seconded by Councilman Vetere,

it was

RESOLVED to approve the request by Councilman Joseph Cannella to authorize the Comptroller to open an account and accept donations for the Town of Harrison Holiday Project that will benefit families who participate in the Food Pantry.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller.

Adopted by the following vote:

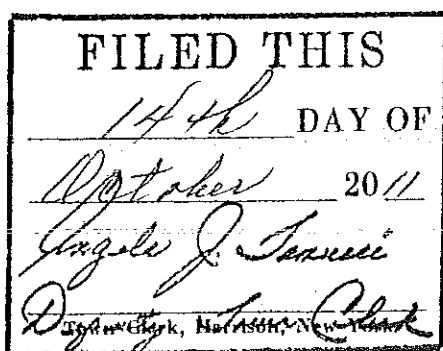
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'le
☐ Engng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r
☐



October 6, 2011

2011 - - 353

MATTERS FOR EXECUTIVE SESSION:

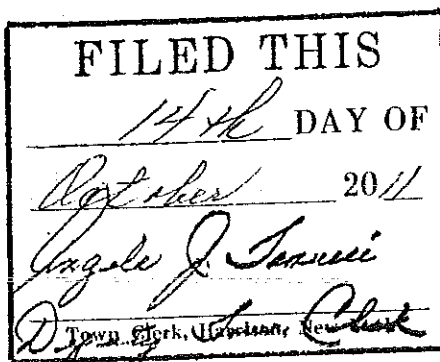
Personnel	4
Tax certiorari	1
Settlement of claims	2
Real Estate-legal opinion	1

On motion duly made and seconded,
with all members voting in favor
the meeting was recessed to Executive Session at 7:45 pm

On motions duly made and seconded,
with all members voting in favor
the meeting was reconvened at 8:40 pm.

Copies to:

<input type="checkbox"/>	Assessor
<input type="checkbox"/>	Benefits
<input type="checkbox"/>	Bldg
<input checked="" type="checkbox"/>	Compt'lr
<input checked="" type="checkbox"/>	Engrng
<input checked="" type="checkbox"/>	Law
<input type="checkbox"/>	Police
<input checked="" type="checkbox"/>	P. Wrks
<input checked="" type="checkbox"/>	Purch'g
<input type="checkbox"/>	Recr'tn
<input checked="" type="checkbox"/>	Supvs'r
<input type="checkbox"/>	



October 6, 2011

2011 -- 354

APPROVAL TO SETTLE THE TAX CERTIORARI
AVR - 104 ASSOCIATES, LLC, 104 CORPORATE PARK DRIVE
BLOCK 621, LOT 12

On motion of Councilman Cannella, seconded by Supervisor Walsh,

it was

RESOLVED to settle the tax certiorari in the matter of AVR-104 Associates, LLC, 104 Corporate Park Drive, Block 621, Lot 12 as follows:

<u>Assessment</u> <u>Year</u>	<u>Current</u> <u>Assessment</u>	<u>Proposed</u> <u>Assessment</u>	<u>Reduction</u>
2007	253,000	225,000	28,000
2008	230,000	210,000	20,000
2009	230,000	185,000	45,000
2010	230,000	158,000	72,000

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department, the Comptroller and the Assessor.

Adopted by the following vote:

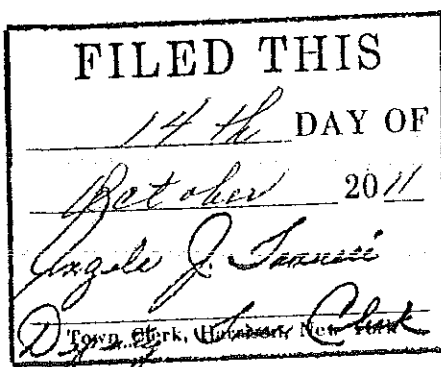
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

- ☐ Assessor
- ☐ Benefits
- ☐ Bldg
- ☒ Compt'le
- ☒ Engrng
- ☒ Law
- ☐ Police
- ☒ P. Wrks
- ☒ Purch'g
- ☐ Recr'm
- ☒ Supvs'r



October 6, 2011

2011 -- 355
SETTLEMENT OF CLAIM
RAUSO v TOWN OF HARRISON

On motion of Councilman Cannella, seconded by Councilman Sciliano,

it was

RESOLVED to settle the claim in the matter of Rauso v Town of Harrison, in the amount of \$500.

FURTHER RESOLVED that the settlement is subject to the claimant signing a General Release and Stipulation of Discontinuance against the Town/Village of Harrison.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Comptroller.

Adopted by the following vote:

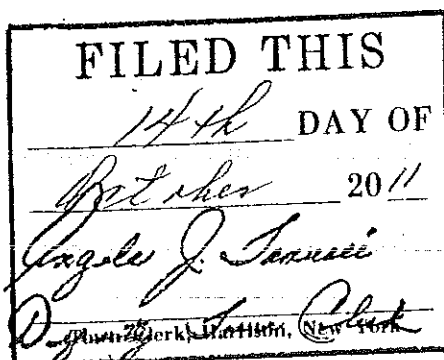
AYES: Councilperson Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
☐ Bldg
☒ Compt'lr
☒ Engrng
☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'm
☒ Supvs'r



October 6, 2011

2011 - - 356

SETTLEMENT OF CLAIM

NATIONWIDE a.s.o. BONISTALL, CLIFFORD, ELYSE v TOWN OF HARRISON

On motion of Councilman Vetere, seconded by Councilwoman Amelio,

it was

RESOLVED to settle the claim in the matter of Nationwide a.s.o. Bonistall, Clifford, Elyse v Town of Harrison, in the amount of \$2,338.91.

FURTHER RESOLVED that the settlement is subject to a General Release by an authorized representative of Nationwide Insurance Company and a Stipulation discontinuing the action against the Town of Harrison.

FURTHER RESOLVED to forward a copy of this Resolution to the Law Department and the Comptroller.

Adopted by the following vote:

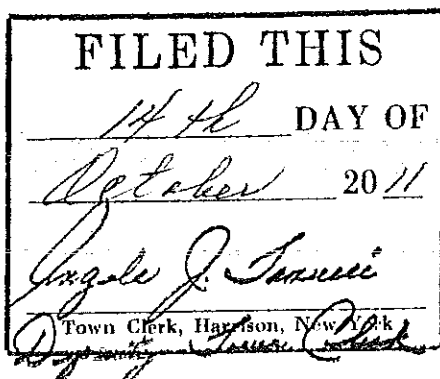
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

☐ Assessor
☐ Benefits
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☒ Law
☐ Police
☒ P. Wrks
☒ Purch'g
☐ Recr'tn
☒ Supvs'r



October 6, 2011

2011 - - 357

AUTHORIZATION TO APPOINT SENIOR CLERK DIANA MINISHI
TO THE POSITION OF PERMANENT FULL TIME SENIOR CLERK

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to appoint Diana Minishi from permanent part time Senior Clerk to permanent full time Senior Clerk, effective immediately.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, and Mrs. Minishi.

Adopted by the following vote:

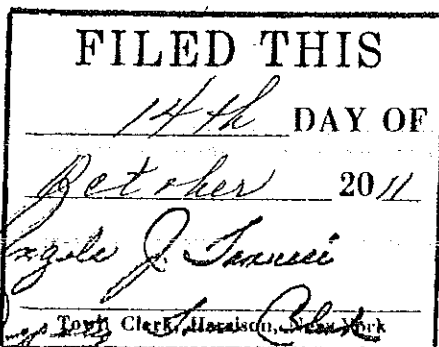
AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

NAYS: None

ABSENT: None

Copies to:

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- ☒ Engrng
- ☒ Law
- ☐ Police
- ☒ P. Wrks
- ☒ Purch'g
- ☐ Recr'tn
- ☒ Supvs'r
- ☐



October 6, 2011

2011 -- 358

AUTHORIZATION, IN THE EVENT OF THE ABSENCE OF CABLE OPERATOR
JOSEPH GIACALONE, TO RETAIN ROSEMARIE CUSUMANO OR MICHAEL PICCINI
TO TAPE THE TOWN BOARD MEETINGS ON CHANNEL 75

On motion of Councilman Vetere, seconded by Councilman Cannella,

it was

RESOLVED to authorize in the event of the absence of Cable Operator Joseph Giacalone to retain Rosemarie Cusumano or Michael Piccini to operate the cameras during the Town Board Meetings, at a compensation equal to their hourly rate of pay or as applicable.

FURTHER RESOLVED to forward a copy of this Resolution to the Comptroller, the Personnel Manager, Ms. Cusumano and Mr. Piccini.

Adopted by the following vote:

AYES: Councilpersons Amelio, Cannella, Sciliano and Vetere
Supervisor Walsh

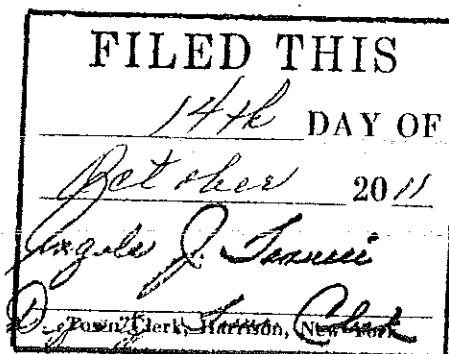
NAYS: None

ABSENT: None

There being no further matters to come before the Board,
the Meeting was on motion duly made and seconded,
declared closed at 8:40 pm.

Respectfully submitted,

Angela J. Tamucci
Town Clerk



Copies to:

- ☐ Assessor
- ☐ Benefits
- ☐ Bldg
- ☒ Compt'le
- ☒ Engng
- ☒ Law
- ☒ Police
- ☒ P. Wrks
- ☒ Purch'g
- ☒ Recr'n
- ☒ Supvs